Jay M. Spillane (Bar No. 126364) 1 Tanya Acker (Bar No. 200477) Daniel B. Mendelsohn (Bar No. 210843) FOX & SPILLANE LLP 2 1880 Century Park East, Suite 1004 3 Los Angeles, California 90067 (310) 229-9300 FILED CLERK, U.S. DISTRICT COURT 4 (310) 229-9380 (fax) 5 JAN 2 7 2004 John P. Flynn (Az. Bar No. 015065) TIFFANY & BOSCO, P.A. 6 CENTRAL DISTRICT OF CALIFORNIA 1850 N. Central Avenue Phoenix, Arizona 85004-4546 (602) 255-6020 7 Priority (602) 255-0103 (fax) Send 8 Enter Attorneys for Defendants CCBill, LLC and 9 Closed Cavecreek Wholesale Internet Exchange JS-5/JS-6 10 JS-2/JS-3 \_ Scan Only 11 UNITED STATES DISTRICT COURT 12 CENTRAL DISTRICT OF CALIFORNIA 13 14 15 CASE NO. 02 7624 LGB (SHx) PEREECT 10, INC., a California 16 corporation, STIPULATION REGARDING 17 EXTENSION OF DEADLINE FOR Plaintiff, PHASE I DISCOVERY HEARING 18 V. Discovery Cutoff: July 16, 2004 19 Pretrial Conference: January 25, 2005 CCBILL, LLC, et al., Trial: February 8, 2005 20 Defendants. 21 22 23 24 25 26 JAN 2 8 2004 27 28

Stipulation re Discovery Hearing

FOX & SPILLANE LLP

WHEREAS Plaintiff Perfect 10, Inc. ("Perfect 10") and Defendants CCBill, LLC ("CCBill") and Cavecreek Wholesale Internet Exchange ("CWIE") have met and conferred about the impending deadline for holding Phase I discovery hearings; and

WHEREAS scheduling conflicts arising during the December holidays, coupled with Magistrate Judge Hillman's limitation on holding such hearings to one day each week, made it difficult for CCBill and CWIE to schedule a hearing on their motion to compel further responses to written discovery prior to January 16, 2004;

WHEREAS CCBill and CWIE were able to schedule a hearing soon after the original deadline, on January 26, 2004;

WHEREAS Perfect 10 and its attorneys have received all documents 21 days in advance of this hearing, as required by the applicable local rules;

WHEREAS in order to promote judicial economy, the parties hereto have agreed to the following stipulation;

WHEREFOR Perfect 10, CCBill, and CWIE, through their respective counsel of record, stipulate:

- 1. Perfect 10, CCBill, and CWIE agree, pending the Court's Order, to extend the Phase I deadline for discovery hearings from January 16, 2004 until January 26, 2004. The parties are not hereby stipulating to an extension of any deadlines for completion of discovery other than the agreed-upon 30(b)(6) deposition of IBill.
- 2. Representatives for all parties will attend the hearing before Magistrate Judge Hillman, currently scheduled for January 26, 2004 at 2:00 pm.

Dated: January 15, 2004

FOX & SPILLANE LLP

By:

Attorneys for Defendants CCBill, LLC and Cavecreek Wholesale Internet Exchange

FOX & SPILLANE LLF

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3	Dated: January 1 <sup>1</sup> / <sub>4</sub> , 2004	•
4		PERFECT 10, INC.
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6		By: Canaly Paris
7		Randall B. Lewis Associate General Counsel for Plaintiff Perfect 10, Inc.
8		10, III.
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12		ORDER
13	It is so ordered.	•
14	144 / . /	
15	Dated:	
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17		Musker & Miers
18		Hon. Lourdes G. Baird
19		United States District Court Judge
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		Stipulation re Discovery Hearing

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4		By:
5		Randall B. Lewis Associate General Counsel for Plaintiff Perfect
6		10, Inc.
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10		ORDER
11	It is so ordered.	
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16		Hon. Lourdes G. Baird
17		United States District Court Judge
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		Stipulation re Discovery Hearing